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LUCASFILM LTD.

8
9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

12 IN RE: HIGH-TECH EMPLOYEE
ANTITRUST LITIGATION

13
14 THIS DOCUMENT RELATES TO:
15 ALL ACTIONS

Case No. 3:11-cv-2509-LHK

**DECLARATION OF JUSTINA K.
SESSIONS IN SUPPORT OF
DEFENDANTS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL**

Date: January 17, 2013
Time: 1:30 p.m.
Courtroom: 8, 4th Floor
Judge: Hon. Lucy H. Koh

Date Consol. Amended Compl. Filed:
September 13, 2011

Trial Date: November 12, 2013

1 I, JUSTINA K. SESSIONS, declare and say that:

2 1. I am an attorney licensed to practice law in the State of California and am an
3 associate with the law firm of Keker & Van Nest LLP, located at 633 Battery Street, San
4 Francisco, California 94111, counsel for Defendant Lucasfilm Ltd. ("Lucasfilm") in the above-
5 captioned action. I am duly admitted to practice law before this Court. I have knowledge of the
6 facts set forth in this declaration, and if called to testify as a witness thereto could do so
7 competently under oath.

8 2. For the reasons outlined below, and the reasons provided in the Declaration of
9 David J. Anderman in Support of Defendants' Joint Response to Plaintiffs' Administrative
10 Motion to Seal [Dkt. No. 199], Lucasfilm seeks to maintain under seal certain portions of
11 Defendants' Opposition to Plaintiffs' Motion for Class Certification, the Expert Report of
12 Professor Kevin M. Murphy and Exhibits thereto, and the Declaration of Michelle Maupin in
13 Support of Defendants' Opposition to Plaintiffs' Motion for Class Certification and Exhibits
14 thereto. The portions Lucasfilm seeks to maintain under seal contain or reflect Lucasfilm's
15 confidential business practices and/or confidential compensation or recruiting data.

16 3. Certain portions of Defendants' Opposition to Plaintiffs' Motion for Class
17 Certification ("Defendants' Opposition Brief") contain or reflect materials that Lucasfilm
18 designated Confidential or Confidential-Attorneys' Eyes Only under the Protective Order in this
19 action [Dkt. No. 107] and should be maintained under seal.

20 i) Lucasfilm seeks to file under seal portions of Footnote 2; the text
21 accompanying Footnote 7, and page 8, lines 20-22 of Defendants' Opposition Brief.

22 ii) These materials reflect Lucasfilm's confidential compensation or recruiting
23 practices, as well as actual data reflecting Lucasfilm's compensation and recruiting. Lucasfilm
24 strictly maintains the confidentiality of its recruiting and compensation practices, as well as actual
25 data reflecting Lucasfilm's compensation and recruiting. Lucasfilm could be competitively
26 harmed if other companies gained access to this information.

27 4. Certain portions of the Expert Report of Professor Kevin M. Murphy ("Murphy
28 Report") reflect materials that Lucasfilm designated Confidential or Confidential-Attorneys' Eyes

1 Only under the Protective Order in this action [Dkt. No. 107] and should be maintained under
2 seal.

3 i) Lucasfilm seeks to file under seal Footnote 23 and portions of Footnotes 24
4 and 114 of the Murphy Report.

5 ii) Lucasfilm also seeks to file under seal Exhibits 2A; 2B; 3; 6; 7A; 7B; 8A;
6 8B; 10; 12; 14A; 14B; 15A; 18A; 18B; 20; 21A; 21B; 22A; 22B; 23; 24; 25A; 25B; and 26; and
7 Appendices 1A; 1B; 2A; 2B; 3A; 3B; 4A; 4B; 4D; 5D; 7D; 8A; 8B; 9A; 9B; 10A; 10B; 10C;
8 11A; 11B; 11C; 12A; 12B; 12C; 12D; 13A; 13B; 14A; and 14B to the Murphy Report.

9 iii) These materials reflect Lucasfilm's confidential recruiting and
10 compensation practices. Other companies could gain a competitive advantage over Lucasfilm if
11 they were provided information regarding the manner in which Lucasfilm recruits potential
12 employees, makes employment offers, and determines employee compensation. These materials
13 also reflect Lucasfilm's confidential recruiting and compensation data. Lucasfilm strictly
14 maintains the confidentiality of its recruiting and compensation practices, as well as actual data
15 reflecting Lucasfilm's compensation and recruiting. Lucasfilm could be competitively harmed if
16 other companies gained access to this information.

17 5. The Declaration of Michelle Maupin in Support of Defendants' Opposition to
18 Plaintiffs' Motion for Class Certification and attached Exhibits describe in detail Lucasfilm's
19 confidential compensation and recruiting practices, and reflects Lucasfilm's confidential
20 compensation data. Other companies could gain a competitive advantage over Lucasfilm if they
21 were provided information regarding the manner in which Lucasfilm recruits potential
22 employees, makes employment offers, and determines employee compensation. These materials
23 also reflect Lucasfilm's confidential recruiting and compensation data. Lucasfilm strictly
24 maintains the confidentiality of its recruiting and compensation practices, as well as actual data
25 reflecting Lucasfilm's compensation and recruiting. Lucasfilm could be competitively harmed if
26 other companies gained access to this information. Lucasfilm seeks to maintain the entire
27 declaration and accompanying exhibits under seal.

1 6. Because Lucasfilm has sought to maintain the confidentiality of the materials
2 described above, and because public disclosure of these materials could cause Lucasfilm
3 significant harm, the portions of Defendants' submissions described above should be redacted and
4 shielded from disclosure to Lucasfilm's potential competitors.

5 I declare under penalty of perjury under the laws of the United States that the foregoing is
6 true and correct and that this declaration was executed in San Francisco, California, on November
7 12, 2012.

8
9 /s/ Justina K. Sessions
10 JUSTINA K. SESSIONS